## **DECLARATION OF OIL AND GAS NOTICE**

(Tax Map 19, Cameron District, Marshall County, West Virginia)

The undersigned hereby declares:

- (1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.
- (2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lie(s) under the surface of lands described in Exhibit A attached hereto and made a part hereof.
- (3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY
CONSOL PENNSYLVANIA COAL COMPANY LLC
RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY
MCELROY COAL COMPANY
CNX LAND RESOURCES INC.

C/O LEATHERWOOD, INC. 1000 CONSOL ENERGY DRIVE CANONSBURG, PA 15317-6506

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, ha	as caused its
corporate name to be subscribed hereto this <u>loth</u> day of <u>September</u>	_, 2010, by
William Gillenwater, its Assistant Manager, by authority duly given.	

Jan Pest
MARSHALL County 03:51:12 PM
Instrument No 1293024
Date Recorded 10/08/2010
Document Type 086
Pages Recorded 6
Book-Page 710-28
Recording Fee \$6.00
Additional \$6.00

CONRHEIN COAL COMPANY a Pennsylvania corporation:

lts:

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IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused it
corporate name to be subscribed hereto this 16th day of September, 2010, b
Robert P. King its Vice President, by authority duly given.
CONSOLIDATION COAL COMPANY
a Delaware corporation:
Ву:
Its: Vice President
IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability
company, has caused its corporate name to be subscribed hereto this letterday of suplantic
2010, by Robert P. King its Vice President, by authority duly given.
CONSOL PENNSYLVANIA COAL COMPANY LLC
a Delaware limited liability company:
Ву:
Its: Vice President
IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused
its corporate name to be subscribed hereto this 16th day of Acotombic, 2010, by
William Gillenwater, its <u>Viel Prosident</u> , by authority duly given.
RESERVE COAL PROPERTIES COMPANY
a Delaware corporation:
By: Walnast
to Vice Passings)+

BOOK 0 7 1 0 PAGE 0 0 3 0
IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its
corporate name to be subscribed hereto this 16th day of Applender , 2010, by
Robert P. King, its Vice President by authority duly given.
<b>&gt;</b>
MCELROY COAL COMPANY
a Delaware corporation:
Ву:
Its: Vice President
IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its
corporate name to be subscribed hereto this the day of Apolonia , 2010, by
tu) Man ( M) At the M' ( M) (
William G. Doswater, its <u>Vice President</u> , by authority duly given.
CNX LAND RESOURCES/INC.
a Delaware corporation:
half ( ) diel -
By: Wayner and
Its: Vice President
NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A <u>GRANTOR</u> , AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL <u>SURFACE OWNER NAMES</u> LISTED ON THE ATTACHED EXHIBIT A AS <u>GRANTORS</u> , ACCORDING TO LAST NAME AND/OR ENTITY NAME.
COMMONWEALTH OF PENNSYLVANIA
countrof Washington
Before me, <u>Fue A Flaher</u> , a Notary Public, on this day personally appeared <u>William Gillenwoter</u> , known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the <u>Assistant Manager</u> of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this <u>loth</u> day of <u>Spitember</u> , 2010.

(SEAL)

**Notary Public** 

My Commission expires

COMMONWEAUTHOF PENNSYLVANIA

Notarial Seal

Eve A. Flaherty, Notary Public

Upper St. Clair Twp., Allegheny County

My Commission Expires May 13, 2012

Member, Pennsylvania Association of Notaries

COUNTY OF Washington	
COAL COMPANY, a DELAWARE corpora	A Flaherty, a Notary Public, on this day King, known to me to be the person whose name is t, and known to be the Vice President of CONSOLIDATION ation, and acknowledged to me that he executed said instrument the act of said company. Given under my hand and seal of office 1001, 2010.
(SEAL)	Exe ( Habita
	Notary Public
	My Commission expires  My Commission expires  My Commission expires  COMMONWEALTH OF PENNSYLVANIA  Notarial Seal  Eve A Flaherty, Notary Public  Upper St. Clair Twp., Allegheny County  My Commission Expires (via) 13, 2012  Member, Pennsylvania Association of Notaries
COMMONWEALTH OF PENNSYLVANIA	
county of Washington	
subscribed to the foregoing instrum PENNSYLVANIA COAL COMPANY LLC, a	A Flahery, a Notary Public, on this day in G, known to me to be the person whose name is sent, and known to be the Vice President of CONSOL a DELAWARE limited liability company, and acknowledged to me ne purposes therein expressed as the act of said company. Given day of September, 2010.
(SEAL)	Eve a Haherty
	Notary PublicommonWEALTH OF PENNSYLVANIA
	My Commission expires  Wy Commission expires  Upper St. Clair Twp., Allegheny County My Commission Expires May 13, 2012  Member, Pennsylvania Association of Notaries
COMMONWEALTH OF PENNSYLVANIA	
COUNTY OF Washington	
Before me, Eve personally appeared William Gr subscribed to the foregoing instrumer PROPERTIES COMPANY, a DELAWARE	Menuater, known to me to be the person whose name is not, and known to be the <u>Vice firesident</u> of RESERVE COAL corporation, and acknowledged to me that he executed said expressed as the act of said company. Given under my hand and
(SEAL)	Eve a flakerty
	My Commission expires  My Commission expires  My Commission expires  My Commission Expires May 13, 2012  Member, Pennsylvania Association of Notaries

**COMMONWEALTH OF PENNSYLVANIA** 

## 808K 0710 PAGE 0032

COMMONWEALTH OF PENNSYLVANIA	
COUNTY OF Washington	
subscribed to the foregoing instrument, COMPANY, a DELAWARE corporation, and	ng, known to me to be the person whose name is and known to be the <u>Vice President</u> of MCELROY COAL acknowledged to me that he executed said instrument for the said company. Given under my hand and seal of office this
(SEAL)	Sich Halet
	Notary Public f
	COMMONWEALTH OF PENNSYLVANIA
N	
COMMONWEALTH OF PENNSYLVANIA	Upper St. Clair Twp., Allegheny County My Commission Expires Ma; 43, 2012 Member, Pennsylvania Association of Notaries
COUNTY OF Whishington	
subscribed to the foregoing instrument RESOURCES INC., a DELAWARE corporation	a Notary Public, on this day number, known to me to be the person whose name is and known to be the Nice President of CNX LAND on, and acknowledged to me that he executed said instrument eact of said company. Given under my hand and seal of office Dec., 2010.
(SEAL)	Eve a Flakerty
	Notary Pupped Monwealth of Penns Livania
M	Notarial Seal  Eve A. Flaherty, Notary Public  Upper St. Clair Twp., Allegheny County  My Commission Expires May 13, 2012  Member, Pennsylvania Association of Notaries

This Document Prepared By: Andrew S. Graham WV Bar No. 9664 Steptoe & Johnson PLLC 1085 Van Voorhis Road PO BOX 1616 Morgantown, WV 26507 (304) 598-8000

## Tax Man 19 Cameron District Marshall County West Virginia EXHIBIT A - SURFACE TRACTS (McELROY MINE)

Reference	J.	653/326	582/26	WB72/632	WB72/632	WB72/632	WB72/632	624/504	694/41; 694	584/32	669/925	468/226	468/226	538/375
Assessment Description	5 A S SIDE B&O RR TRACKS & N SIDE C	GRAVE CREEK	57 ACRES GRAVE CREEK	17.02 GRAVE CREEK	44.59 GRAVE CREEK	47.40 GRAVE CREEK	53.25 GRAVE CREEK	46.783 GRAVE CREEK	30.927 GRAVE CREEK	10.75 N EASTON	30.54 GRAVE CREEK	26.52 GRAVE CREEK LESS COAL	14.89 GRAVE CREEK LESS COAL	15317 P/O 82.47 A ABANDONED B&O R/W
Zip		92879	26003	43947	43947	43947	43947	26033	15317	26038	98531	18831	98531	15317
State		CA	WV	ЮН	ЮН	HO	НО	AW.	ΛM	WV	WA	WA	WA	PA
City		CORONA	WHEELING	SHADYSIDE	SHADYSIDE	SHADYSIDE	SHADYSIDE	CAMERON	CANONSBURG	GLEN DALE	CENTRALIA	CENTRALIA	CENTRALIA	CANONSBURG
Street Address		1143 STONEPINE LN C	13 ARK AVE	4012 LINCOLN AVE	4012 LINCOLN AVE	4012 LINCOLN AVE	4012 LINCOLN AVE	RD 5 BOX 572 A	1000 CONSOL ENERGY DR	1545 MARSHALL LN	501 S CEDAR ST	501 S CEDAR ST	501 S CEDAR ST	1000 CONSOL ENERGY DR   CANONSBURG
First Name		NICHOLAS	JOHN W ET AL	EVELYN	EVELYN	EVELYN	EVELYN	CHARLES D & SONJA J	AL COMPANY	MICHAEL D ET UX	CHARLES ISAIAH PARK	JEFFREY L	JEFFREY L	CONSOLIDATION COAL COMPANY
Last Name		SALLE	BARNES	BUTLER	BUTLER	BUTLER	BUTLER	STROPE	MCELROY CO.	YOUNG	ALBRIGHT	ALBRIGHT	ALBRIGHT	CONSOLIDATI
Parcel		69	72	73	74	75	9/	77	78	79	80	81	82	85
Tax Map		16	19	16	19	19	19	19	19	19	19	19	19	19
	Street Address   City   State   Zip   Assessment Description	First Name         Street Address         City         State         Zip         Assessment Description           5 A S SIDE B&O RR TRACKS & N SIDE OF         5 A S SIDE B&O RR TRACKS & N SIDE OF	First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK	First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK           JOHN W ET AL         13 ARK AVE         WHEELING         WY         26003         57 ACRES GRAVE CREEK	First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK           JOHN W ET AL         13 ARK AVE         WHEELING         WV         26003         57 ACRES GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADDYSIDE         OH         43947         17.02 GRAVE CREEK	First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK           JOHN W ET AL         13 ARK AVE         WHEELING         WV         26003         57 ACRES GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         17.02 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK	First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK           JOHN W ET AL         13 ARK AVE         WHEELING         WV         26003         57 ACRES GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         17.02 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK	First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK         A           JOHN W ET AL         13 ARK AVE         WHEELING         WV         26003         57 ACRES GRAVE CREEK         A           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         17.02 GRAVE CREEK         A           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK         A           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK         A           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK         A           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         53.25 GRAVE CREEK         A	First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK           JOHN W ET AL         13 ARK AVE         WHEELING         WV         26003         57 ACRES GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         17.02 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         43.25 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         53.25 GRAVE CREEK           CHARLES D & SONJA J         RD 5 BOX 572 A         CAMERON         WV         26033         46.783 GRAVE CREEK	First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE L.N.C.         CORONA         CA         92879         GRAVE CREEK           JOHN W.ET AL.         13 ARK AVE         WHEELING         WV         26003         57 ACRES GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         17.02 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK           CHARLES D & SONJA         RD 5 BOX 572 A         CAMERON         WV         2603         46.783 GRAVE CREEK           COAL COMPANY         1000 CONSOL ENERGY DR         CANONSBURG         WY         153.17         30.927 GRAVE CREEK	First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE L.N.C         CORONA         CA         92879         GRAVE CREEK           JOHN W.ET AL         13 ARK AVE         WHEELING         WV         26003         57 ACRES GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         17.02 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK           CHARLES D & SONJA         4012 LINCOLN AVE         SHADYSIDE         OH         43947         45.35 GRAVE CREEK           CHARLES D & SONJA         RD 5 BOX 572 A         CAMERON         WV         2603         46.78 GRAVE CREEK           COAL COMPANY         1000 CONSOL ENERGY DR         CANONSBURG         WV         2603         46.78 GRAVE CREEK	First Name         Strate Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK           JOHN W ET AL         13 ARK AVE         WHEELING         WY         26003         57 ACRES GRAVE CREEK           SEVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         17.02 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK           CHARLES D & SONIA J         RD 5 BOX 572 A         CAMERON         WY         2603         46.78 GRAVE CREEK           MICHAEL D ET UX         1545 MARSHALL LN         GLEN DALE         WY         2603         40.75 GRAVE CREEK           MICHAEL D ET UX         1545 MARSHALL LN         GLEN DALE         WY         2603         40.75 GRAVE CREEK           CHARLES ISAIAH PARK         501 S CEDAR ST         CENTRALIA         WA         2603         40.75 GRAVE CREEK <td>First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK           JOHN W ET AL         13 ARK AVE         WHEELING         WY         26003         57 ACRES GRAVE CREEK           JOHN W ET AL         4012 LINCOLN AVE         SHADYSIDE         OH         43947         17.02 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK           CHARLES D &amp; SONJA J         RD 5 BOX 572 A         CAMERON         WV         2603         46.73 GRAVE CREEK           MICHAEL D ET UX         1545 MARSHALL LN         GLEN DALE         WV         2603         10.75 N EASTON           G CHARLES ISAIAH PARK         501 S CEDAR ST         CENTRALIA         WA         9851         36.52 GRAVE CREEK           T JEFREY L         501 S CEDAR ST         CENTRALIA         WA         9851         26.52 GRAVE CREEK LESS COAL</td> <td>First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK           JOHN W ET AL         13 ARK AVE         WHEELING         WY         26003         57 ACRES GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         17.02 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           CARLES D &amp; SONJA J         RD 5 BOX 572 A         CAMERON         WY         2603         46.73 GRAVE CREEK           COAL COMPANY         1000 CONSOL ENERGY DR         CANONSBURG         WY         2603         46.73 GRAVE CREEK           MICHAEL D ET UX         1545 MARSHALL LN         GLEN DALE         WA         2638         10.75 N EASTON           C CHARLES ISAIAH PARK         501 S CEDAR ST         CENTRALIA         WA         98531         14.89 GRAVE CREEK LESS COAL     &lt;</td>	First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK           JOHN W ET AL         13 ARK AVE         WHEELING         WY         26003         57 ACRES GRAVE CREEK           JOHN W ET AL         4012 LINCOLN AVE         SHADYSIDE         OH         43947         17.02 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         47.40 GRAVE CREEK           CHARLES D & SONJA J         RD 5 BOX 572 A         CAMERON         WV         2603         46.73 GRAVE CREEK           MICHAEL D ET UX         1545 MARSHALL LN         GLEN DALE         WV         2603         10.75 N EASTON           G CHARLES ISAIAH PARK         501 S CEDAR ST         CENTRALIA         WA         9851         36.52 GRAVE CREEK           T JEFREY L         501 S CEDAR ST         CENTRALIA         WA         9851         26.52 GRAVE CREEK LESS COAL	First Name         Street Address         City         State         Zip         Assessment Description           NICHOLAS         1143 STONEPINE LN C         CORONA         CA         92879         GRAVE CREEK           JOHN W ET AL         13 ARK AVE         WHEELING         WY         26003         57 ACRES GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         17.02 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           EVELYN         4012 LINCOLN AVE         SHADYSIDE         OH         43947         44.59 GRAVE CREEK           CARLES D & SONJA J         RD 5 BOX 572 A         CAMERON         WY         2603         46.73 GRAVE CREEK           COAL COMPANY         1000 CONSOL ENERGY DR         CANONSBURG         WY         2603         46.73 GRAVE CREEK           MICHAEL D ET UX         1545 MARSHALL LN         GLEN DALE         WA         2638         10.75 N EASTON           C CHARLES ISAIAH PARK         501 S CEDAR ST         CENTRALIA         WA         98531         14.89 GRAVE CREEK LESS COAL     <

5046157

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the Act day of Applinher 2010, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 8th day of Act the 2010 at 3:51 o'clock LM. TESTE Jan Cres